

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

TAYLOR D. PENDLETON, an individual,

Plaintiff,

vs.

10Q LLC, a California Limited Liability
Company; PROPELR MUSIC, LLC, an Illinois
Limited Liability Company; MARRIANI
RECORDS, an Illinois corporation; ANTOINE
REED p/k/a “Sir Michael Rocks,” an individual;
and DOES 1 through 100, inclusive

Defendants.

Case No.: 1:23-cv-04708

CLERK’S ENTRY OF RULE 55(a) DEFAULT
UPON DEFENDANT PROPELR MUSIC, LLC
AND MARRIANI RECORDS

NOW COMES Plaintiff, TAYLOR D. PENDLETON (“Plaintiff”), by and through undersigned counsel, who with the corresponding and attached Declaration, and pursuant to the expressly clear mandate in **Federal Rule of Civil Procedure Rule 55(a)**, hereby moves and requests that the Clerk now and therefore enter Default upon Defendants: PROPELR MUSIC, LLC (“Propelr”) and MARRIANI RECORDS (“Marriani”) (collectively, the “Defendants”), on the basis that the record in this case does not clearly confirm that the Defendants have filed any appearances herein, or have caused any attorney to file any appearances herein, let alone file any answers, responses, or to otherwise plead or defend against this matter in any manner, or kind, or sort whatsoever within the time provided by the law, and that it is now well *past the time allowed*. See [DE 13, 14].

CLERK: PLEASE NOTE THAT THIS DUTY IS MANDATORY UPON THE CLERK’S OFFICE, AS FOR REQUIRED ENTRY OF A RULE 55(a) “DEFAULT” BY THE CLERK (as a party’s pure procedural *Default*, not as entering any *Default Judgment* for any sum certain under Rule 55(b), as which

1 Rule 55(a) does clearly command: “when a party against whom a judgment for affirmative relief is sought
2 has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, *the clerk must*
3 *enter the party’s default.*”) Fed. R. Civ. P. Rule 55(a) (emphasis added).

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5 DATED this 2nd day of January 2024.

6
7 Respectfully submitted,

8 **THE LAW OFFICE OF KRISTINA T. WILSON, P.C.**

9 _____ /s Kristina T. Wilson, Esq.
10 Kristina T. Wilson, Esq.
11 *Attorney for Plaintiff*
12 645 W. 9th Street
13 Unit # 110-376
14 Los Angeles, California 90015
15 Telephone: (323) 537-7795
16 CA Bar No. 330475
17 Email: Wilson@KTWilsonLaw.com
18 Secondary Email: KTWilsonLaw@gmail.com
19 **Attorneys for Plaintiff, Taylor D. Pendleton**

20 CERTIFICATE OF SERVICE

21 Plaintiffs hereby certify that on this 2nd day of January 2024, a true and complete copy of the above
22 formal request for the clerk’s Rule 55(a) entry of default was duly served on all parties and counsel of
23 record, who have entered appearances in this action via the Courts CM/ECF filing system.

24 **THE LAW OFFICE OF KRISTINA T. WILSON, P.C.**

25 _____ /s Kristina T. Wilson, Esq.
26 Kristina T. Wilson, Esq.